

**AN ORDINANCE BY  
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE TO AMEND ORDINANCE 08-O-1716, ADOPTED BY THE ATLANTA CITY COUNCIL ON OCTOBER 6, 2008, AND APPROVED BY THE MAYOR ON OCTOBER 14, 2008, BY INCLUDING THE FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS IN WHICH THE POSITION OF ARBORIST SENIOR WITHIN THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS WILL BE PAID FROM; AND FOR OTHER PURPOSES.**

**WHEREAS**, Ordinance 08-O-1716 ("Legislation") was adopted by the Atlanta City Council on October 6, 2008, and approved by the Mayor on October 14, 2008 (attached hereto as Exhibit "A"); and

**WHEREAS**, the Legislation authorized an Agreement with Trees Atlanta, Inc. for the planting and maintenance of trees in City of Atlanta ("City") parks and right-of-way; and

**WHEREAS**, the Legislation also established the position of Arborist Senior in the Department of Parks, Recreation and Cultural Affairs. The responsibilities of this position are related to the planting and maintenance of trees within the City, including: oversight of projects being financed by the Tree Trust Fund; research and identification of qualifications required for contractors performing tree maintenance and planting; and preparation of requests for proposal for contractors that will perform tree maintenance and planting; and

**WHEREAS**, the Legislation did not list the Fund, Department, Organization and Account Number in which the Arborist Senior position will be paid from. This Ordinance seeks to amend the Legislation by adding the Fund, Department, Organization and Account Number that will pay for the Arborist Senior position.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**SECTION 1:** That Section 11 in Ordinance 08-O-1716, which establishes an Arborist Senior position in the Department of Parks, Recreation and Cultural Affairs, be amended by adding the following Fund, Department, Organization and Account Number that this position will be paid from:

**TRANSFER FROM APPROPRIATIONS**

7701	TRUST FUND
250101	PCD COMMISSIONER OF DPCD
5239004	SERVICE GRANT
1320000	CHIEF EXECUTIVE
600013	TREE REMOVAL PROTECTION
69999	NON CAPITAL TRUST

TOTAL: \$75,000.00

**TRANSFER TO APPROPRIATIONS**

7701	TRUST FUND
140201	PRC PARKS ADMINISTRATION
5111001	SALARIES REGULAR
6210000	PARK ADMINISTRATION
600013	TREE REMOVAL PROTECTION
69999	NON CAPITAL TRUST

TOTAL: \$75,000.00

**SECTION 2:** All ordinances in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.



**CITY COUNCIL  
ATLANTA, GEORGIA**

**SUBSTITUTE ORDINANCE**

**08-O-1716**

**BY COMMUNITY DEVELOPMENT/  
HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN AGREEMENT WITH TREES ATLANTA, INC. FOR THE PLANTING AND MAINTENANCE OF TREES IN AN AMOUNT NOT TO EXCEED \$2,308,794.00; AND WHEREBY ALL AMOUNTS PAID TO TREES ATLANTA SHALL BE PAID FROM THE TREE TRUST FUND, AND ALL WORK SHALL BE CHARGED TO AND PAID FROM AND ALL WORK SHALL BE CHARGED TO AND PAID FROM FUND 7701, DEPARTMENT 250101, ACCOUNT EXPENSE 5212001 (CONSULTING/PROFESSIONAL), FUNCTION ACTIVITY 1320000, FUNDING SOURCE 69999, PROJECT 600013; AND AMENDING THE CITY'S TREE PROTECTION ORDINANCE TO AUTHORIZE THE FUNDING OF A NEW EMPLOYEE OF THE DEPARTMENT OF PARKS, RECREATION, AND CULTURAL AFFAIRS WHO SHALL BE RESPONSIBLE FOR MANAGING ALL CONTRACTS PAID FOR FROM THE TREE TRUST FUND; AND FOR OTHER PURPOSES.**

**WHEREAS, the City of Atlanta ("City") Tree Conservation Commission was established by the City's Tree Protection Ordinance (Atlanta Code of Ordinances section 158-26, et seq., and specifically section 158-61), and was tasked with establishing a Tree Trust Fund to be utilized for the protection, planting, maintenance, and regeneration of City trees and other forest resources, and for related educational programs and materials (Atlanta Code of Ordinances section 158-66); and**

**WHEREAS, the Tree Trust Fund is funded by developers, builders, contractors, homeowners and others as a recompense for permitted and illegal removal and destruction of trees within the City; and**

**WHEREAS, Trees Atlanta Inc. ("Trees Atlanta") is a non-governmental, non-profit organization, which for twenty-three years has been committed to the care and replenishment of urban forestry, and planting trees in the City's rights of way, and there is no other organization with this mission or performing this work; and**

**WHEREAS, Trees Atlanta is the only organization that utilizes neighborhood volunteers to plant trees, thereby dramatically reducing the cost of its services while improving neighborhood involvement and sense of ownership in City projects; and**

**WHEREAS, the City desires to spend not more than \$2,308,794.00 of the funds currently in the Tree Trust Fund to plant and maintain trees throughout the City, and especially Downtown, to contribute toward the Mayor's Downtown Initiative; and**

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Community Development/Human Resources Committee

**Caption:** AN ORDINANCE TO AMEND ORDINANCE 08-O-1716, ADOPTED BY THE ATLANTA CITY COUNCIL ON OCTOBER 6, 2008, AND APPROVED BY THE MAYOR ON OCTOBER 14, 2008, BY INCLUDING THE FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS IN WHICH THE POSITION OF ARBORIST SENIOR WITHIN THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS WILL BE PAID FROM; AND FOR OTHER PURPOSES.

**Council Meeting Date:** July 5, 2011

**Requesting Dept.:** Department of Parks, Recreation and Cultural Affairs

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to amend Ordinance 08-O-1716 by providing the correct FDOA Number that will pay for the position of Arborist Senior in the Department of Parks, Recreation and Cultural Affairs

**2. Please provide background information regarding this legislation.**

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

(e) **Number of Bids:**

(f) **Proposals Received:**

(g) **Bidders/Proponents:**

(h) **Term of Contract:**

**4. Fund Account Center: TRANSFER FROM APPROPRIATIONS**

7701	TRUST FUND
250101	PCD COMMISSIONER OF DPCD
5239004	SERVICE GRANT
1320000	CHIEF EXECUTIVE
600013	TREE REMOVAL PROTECTION
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TOTAL: \$75,000.00

**TRANSFER TO APPROPRIATIONS**

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5111001	SALARIES REGULAR
6210000	PARK ADMINISTRATION
600013	TREE REMOVAL PROTECTION
69999	NON CAPITAL TRUST

TOTAL: \$75,000.00

**5. Source of Funds:**

**6. Fiscal Impact:** \$75,000.00

**7. Method of Cost Recovery:**

**This Legislative Request Form Was Prepared By:**

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Margo Walker

Contact Number: (404) 546-6747

Originating Department: Department of Parks, Recreation and Cultural Affairs

Committee(s) of Purview: Community Development/Human Resources Committee

Chief of Staff Deadline: May 27, 2011

Anticipated Committee Meeting Date(s): June 28, 2011

Anticipated Full Council Date: July 5, 2011

Legislative Counsel's Signature: Robin Shahar

Commissioner's Signature: [Signature]

Chief Information Officer Signature (for IT Procurements) [Signature]

Chief Procurement Officer Signature: [Signature]

**CAPTION**

AN ORDINANCE TO AMEND ORDINANCE 08-O-1716, ADOPTED BY THE ATLANTA CITY COUNCIL ON OCTOBER 6, 2008, AND APPROVED BY THE MAYOR ON OCTOBER 14, 2008, BY INCLUDING THE FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS IN WHICH THE POSITION OF ARBORIST SENIOR WITHIN THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS WILL BE PAID FROM; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any)

Mayor's Staff Only

Received by CPO: [Signature]

(date)

Received by LC from CPO: 5/23/11

(date)

Received by Mayor's Office: [Signature]

(date)

Reviewed by: [Signature]

(date)

Submitted to Council: [Signature]

(date)